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Attorneys for Defendant and Third-Party Plaintiff
Matheson Tri-Gas, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

LIVIA SERBANESCU-MARTIN and
ANNA-THEODORA SERBANESCU-
MARTIN,

Plaintiffs,

v.

MATHESON TRI-GAS, INC., a Delaware
corporation; TAIYO NIPPON SANJO
CORPORATION, a Japan Corporation; DOE
MANUFACTURER-SUPPLIER; DOE
SUPPLIER; and DOES 1 through 100,
inclusive,

Defendants.

MATHESON TRI-GAS, INC., a Delaware
corporation,

Third-Party Plaintiff,

v.

MEMBRANE TECHNOLOGY AND
RESEARCH, INC.; and DOES 101-200,
inclusive,

Third-Party Defendants.

CASE NO. 3:14-CV-3862 WHA

Judge: Hon. William H. Alsup

**NOTICE OF VOLUNTARY DISMISSAL
OF THIRD-PARTY ACTION**

1 **NOTICE IS HEREBY GIVEN** that, pursuant to Rule 41(c)(1) of the Federal Rules of
2 Civil Procedure, Third-Party Plaintiff Matheson Tri-Gas, Inc. voluntarily dismisses the above-
3 captioned third-party action, *Matheson Tri-Gas, Inc. v. Membrane Technology and Research, Inc.,*
4 *et al.*, without prejudice.

5
6 DATED: November 14, 2014

DANIEL M. HAYES
MICHAEL E. CHAIT
GILBERT S. LEE
MITCHELL SILBERBERG & KNUPP LLP

9 By: /s/ Daniel M. Hayes
10 Daniel M. Hayes
11 Attorneys for Defendant and Third-Party
12 Plaintiff Matheson Tri-Gas, Inc.
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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California, I am over the age of eighteen years and am not a party to this action; my business address is Mitchell Silberberg & Knupp LLP, 11377 West Olympic Boulevard, Los Angeles, CA 90064-1683, and my business email address is [email address].

On November 17, 2014, I served a copy of the foregoing document(s) described as **NOTICE OF VOLUNTARY DISMISSAL OF THIRD-PARTY ACTION** on the interested parties in this action at their last known address as set forth below by taking the action described below:

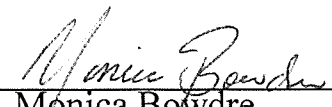
Peter L. Garchie
Lewis, Brisbois Bisgaard & Smith LLP
701 B Street, Suite 1900
San Diego, CA 92101

*Attorney for Third Party Defendant
Membrane Technology and Research,
Inc.*

- ☒ **BY MAIL:** I placed the above-mentioned document(s) in sealed envelope(s) addressed as set forth above, and deposited each envelope in the mail at Los Angeles, California. Each envelope was mailed with postage thereon fully prepaid.
- ☐ **BY OVERNIGHT DELIVERY:** I placed the above-mentioned document(s) in sealed envelope(s) designated by the carrier, with delivery fees provided for, and addressed as set forth above, and deposited the above-described document(s) with [Name of Carrier] in the ordinary course of business, by depositing the document(s) in a facility regularly maintained by the carrier or delivering the document(s) to an authorized driver for the carrier.
- ☐ **BY PERSONAL DELIVERY:** I placed the above-mentioned document(s) in sealed envelope(s), and caused personal delivery by [Name of Person] of the document(s) listed above to the person(s) at the address(es) set forth above.
- ☐ **BY ELECTRONIC MAIL:** I served the above-mentioned document electronically at _____ [a.m./p.m.] on the parties listed at the email addresses above and, to the best of my knowledge, the transmission was complete and without error in that I did not receive an electronic notification to the contrary.

I declare under penalty of perjury under the laws of the United States that the above is true and correct.

Executed on November 17, 2014, at Los Angeles, California.


Monica Bowdre